IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

WRIT PETITION NO : 11327 of 1995

Between:

1 Smt.Palle Yashoda W/o.late P.Narsimha
Bongloor, Ibrahimpatnam (M), R.R.Dist.
2 Palle Srinivas S/o.late P.Narsimha
Bongloor, Ibrahimpatnam (M), R.R.Dist.
3 Palle Chandrasekhar S/o.late P.Narsimha
Bongloor, Ibrahimpatnam (M), R.R.Dist.

Petitioners 2 & 3 are under the guardianship of

Petitioner No.1 herein
4 Krishna Murthy S/o.late Satyanarayana
Bongloor, Ibrahimpatnam (M), R.R.Dist, presently residing at

16-2-681/D,Malakpet, Hyd.

..... PETITIONERS

AND

1 The Governmet of Andhra Pradesh rep.by its Secretary
Rev.Dept., Secretariat Buildings, Hyderabad.
2 Mandal Revenue Officer
Ibrahimpatnam, R.R..Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ of mandamus or any other appropriate writ, order or direction declaring the proceedings in Ref.No.B/765/95, Dt.28/3/1995 of the 2nd respondent as illegal, without jurisdiction and violative of Articles 14 and 21 of the Constitution of India and consequently direct the respondents to forbear from taking any action for resumption of land which is in occupation of the petitioners in pursuance of the said proceedings in Ref.B/765/95, Dt.28/3/1995 and to pass such other order.

Counsel for the Petitioner: MS.A.PULLA REDDY & ABHISHEK REDDY
Counsel for the Respondents: GP FOR REVENUE

The Court at the stage of admission made the following ORDER:

Heard learned counsel for the parties.

This writ petition is filed against a show cause notice issued on 28-03-1995 by the Mandal Revenue Officer-the second respondent. Instead of filing a reply to the show cause notice, the petitioners have approached this Court and have been successful in obtaining a stay from this Court. The writ petition is pending for ten years, which in my view is not maintainable at all. But, since this Court has admitted it and also stayed the matter, therefore, I dispose of the writ petition with liberty to the petitioners to reply the show cause notice dated 28-03-1995 within one month from today. The Mandal Revenue Officer after hearing the petitioners shall pass appropriate reasoned order in accordance with law. He shall dispose of the matter within two weeks from the date of his receiving the reply from the petitioners. For a period of six weeks from today, the stay granted by this Court shall continue. No order as to costs.

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(Bilal Nazki,J)

24th March, 2005

vrn

To

1 The Secretary, Governmet of Andhra Pradesh

Rev.Dept., Secretariat Buildings, Hyderabad.

2 Mandal Revenue Officer, Ibrahimpatnam, R.R..Dist.

3 Two C.Cs. to the Government Pleader for Revenue, High Court

of A.P., Hyderabad, (OUT).

4 2 CD copies

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